

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 2965 - SB 2861**

March 5, 2012

**SUMMARY OF BILL:** Revises various provisions regarding the certification and reporting of blood drug and alcohol tests under current DUI laws. Requires the TBI director or the director's representative, rather than the chief medical examiner, to execute the certificate indicating the name of the accused, the date, time and from whom the specimen was received and examined, and a statement of alcohol concentration or presence of drugs in the specimen. Requires the certificate to contain additional information identifying the case or sample tested. Directs that the certificate must be attached to the written report detailing the results of blood alcohol or drug test if the report was prepared by the TBI. Authorizes the results of the drug or alcohol test, when conducted by the Tennessee Bureau of Investigation (TBI), to be introduced in evidence without the TBI employee being called as a witness if appropriate notice is served on the defendant's attorney and the attorney does not object within 10 days of receipt of notice.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Shifting the issuance of certification power from the medical examiner to the director of the TBI will not have a significant fiscal impact to state or local government.
- Authorizing the TBI results to be introduced into evidence without the TBI employee being called as a witness, with notice to the defendant, will not have a significant fiscal impact to the TBI.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise".

Lucian D. Geise, Executive Director

/lsc